

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Western District of Texas

Victor Baker, d/b/a One Treasure Limited,  
and One Treasure Ltd.

Plaintiff(s)

v.

Penguin Random House, L.L.C., f/k/a Random  
House, Inc., d/b/a Random House Films, et al

Defendant(s)

Civil Action No. 1:20-cv-00004-RP

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Netflix, served through its registered agent  
The Corporation Trust Company  
Corporation Trust Center  
1209 Orange St.  
Wilmington, Delaware 19801

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Justin M. Welch  
Blazier, Christensen, Browder & Virr, P.C.  
901 S. Mopac, Bldg. V, Ste. 200  
Austin, Texas 78746

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**Jeannette J. Clack**

CLERK OF COURT

Date: January 3, 2020



A handwritten signature in black ink, appearing to read "Jeannette J. Clack".

Signature of Clerk or Deputy Clerk

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Civil Action No. 1:20-cv-00004-RP

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)*

This summons for *(name of individual and title, if any)* NETFLIX  
 was received by me on *(date)* 1/3/20

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_, or \_\_\_\_\_

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* AMY MCLAREN (authorized person at the agent), who is  
 designated by law to accept service of process on behalf of *(name of organization)* NETFLIX

C/O THE CORPORATION TRUST CO. 1209 ORANGE STREET WILMINGTON, DE 19801 on *(date)* 1/3/20 AT 3:30 PM

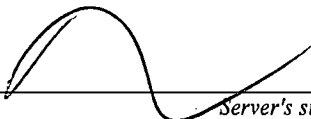
☐ I returned the summons unexecuted because \_\_\_\_\_, or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_

I declare under penalty of perjury that this information is true.

Date: 1/3/20

  
 \_\_\_\_\_  
*Server's signature*

KEVIN S. DUNN PROCESS SERVER  
 \_\_\_\_\_  
*Printed name and title*

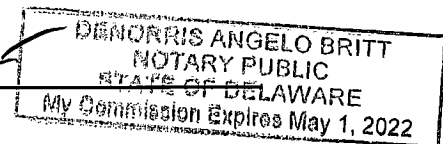
BRANDYWINE PROCESS SERVERS, LTD.  
 PO BOX 1360  
 WILMINGTON, DE 19899  
 302-475-2600

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

SERVED: SUMMONS, PLAINTIFFS' ORIGINAL COMPLAINT & CIVIL  
 COVER SHEET.

Sworn to 1/3/20



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Plaintiff(s)

v.

Penguin Random House, L.L.C., f/k/a Random  
House, Inc., d/b/a Random House Films, et al

Defendant(s)

Civil Action No. 1:20-cv-00004-RP

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Penguin Random House, L.L.C. served through its registered agent  
Corporation Service Company  
251 Little Falls Drive  
Wilmington, Delaware 19808

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Justin M. Welch  
Blazier, Christensen, Browder & Virr, P.C.  
901 S. Mopac, Bldg. V, Ste. 200  
Austin, Texas 78746

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.



**Jeannette J. Clack**

CLERK OF COURT

*[Handwritten Signature]*  
Signature of Clerk or Deputy Clerk

Date: January 3, 2020

AO 440 (Rev. 01/09) Summons in a Civil Action (Page 2)

Civil Action No. 1:20-cv-00004-RP

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)*

This summons for *(name of individual and title, if any)* PENGUIN RANDOM HOUSE, L.L.C.  
 was received by me on *(date)* 1/3/20

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_, or \_\_\_\_\_

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* LYNANNE GARES (authorized person at the agent), who is  
 designated by law to accept service of process on behalf of *(name of organization)* PENGUIN RANDOM HOUSE, L.L.C.

C/O CORPORATION SERVICE CO. 251 LITTLE FALLS DRIVE WILMINGTON, DE 19808 on *(date)* 1/3/20 AT 4:00 PM

☐ I returned the summons unexecuted because \_\_\_\_\_, or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_

I declare under penalty of perjury that this information is true.

Date: 1/3/20

\_\_\_\_\_  
*Server's signature*

KEVIN S. DUNN PROCESS SERVER

*Printed name and title*

BRANDYWINE PROCESS SERVERS, LTD.  
 PO BOX 1360  
 WILMINGTON, DE 19899  
 302-475-2600

*Server's address*

Additional information regarding attempted service, etc:

SERVED: SUMMONS, PLAINTIFFS' ORIGINAL COMPLAINT & CIVIL  
 COVER SHEET.

Sworn to 1/3/20

\_\_\_\_\_  
 DENORRIS ANGELO BRITT  
 NOTARY PUBLIC  
 STATE OF DELAWARE  
 My Commission Expires May 1, 2022